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HIGH COURT OF JUDICATURE CHHATTISGARH : BILASPUR

CORAM : HON'BLE SHRI S.R. NAYAK, CJ &
HON'BLE SHRI V.K. SHRIVASTAVA, J.

WRIT PETITION NO. 1209 OF 2005

PETITIONER Bujhanbai, W/o Dayaram, Aged 30 years, R/o Gokulpur, P.S. & Post Ramanujnagar, District Sarguja (CG).

Versus

RESPONDENTS

1. State of Chhattisgarh, Through Secretary, Department of Home, D.K.S. Bhawan, Raipur (CG).
2. Superintendent of Police, Sarguja (CG).
3. Station House Officer, Ramanujnagar, Sarguja (CG).

Present :- Mrs. Meena Shastri, counsel for the petitioner.
Mr. Vinay Harit, Dy. Advocate General for the State.

ORAL ORDER
(Dated 8th November, 2006)

The following oral order of the Court was passed by **Vijay Kumar Shrivastava, J.**

Petitioner in her letter petition complained that on 3/5/2004 Rai Singh committed rape on her. On her report instead of recording report of rape, a report of mischief has been recorded by the Police, but on that report also Police did not take any action against the culprit.

2) Learned counsel for the State stated that on the report of prosecutrix, the accused was prosecuted for committing offence punishable under Section 376 of the Indian Penal Code. The prosecutrix turned hostile; as a result thereof accused has been acquitted by the Sessions Court. He further urged that earlier prosecutrix (petitioner) did not give any report regarding rape, but she gave a report regarding some mischief and assault, that too she afterwards compromised with the accused.

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3) Station House Officer, Ms Lata Choure, is also present, she tendered apology for not replying the letter of Advocate General.

4) Taking into consideration all the facts no further action is called for, therefore, the matter is dropped.

In view of the above, the writ petition stands disposed of.

Sd/-
Chief Justice

Sd/-
V.K.Shrivastava
Judge

Raju